

# ASSEMBLY, No. 5097

## STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED FEBRUARY 25, 2019

**Sponsored by:**

**Assemblyman GORDON M. JOHNSON**

**District 37 (Bergen)**

**Assemblywoman VALERIE VAINIERI HUTTLE**

**District 37 (Bergen)**

**Assemblyman CLINTON CALABRESE**

**District 36 (Bergen and Passaic)**

**Co-Sponsored by:**

**Assemblyman Wolfe**

**SYNOPSIS**

Concerns sale of zero emission motor vehicles.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 5/14/2019)**

1 AN ACT concerning the sale of zero emission motor vehicles and  
2 amending P.L.2015, c.24.

3  
4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6  
7 1. Section 6 of P.L.2015, c.24 (C.56:10-27.1) is amended to  
8 read as follows:

9 6. a. Notwithstanding the provisions of any law, rule or  
10 regulation to the contrary, a motor vehicle franchisor licensed  
11 pursuant to R.S.39:10-19 on or prior to January 1, 2014 **[and]** that  
12 is exclusively manufacturing zero emission vehicles may buy from  
13 and sell, offer to sell, or deal to a consumer a zero emission vehicle,  
14 provided that the franchisor owns or operates, directly or indirectly:

15 (1) no more than **[four]** fourteen places of business in the State;  
16 and

17 (2) at least **[one]** seven retail **[facility]** facilities for the  
18 servicing, including warranty servicing, of zero emission vehicles  
19 sold, offered for sale, or otherwise distributed in this State. **[This**  
20 **facility]** These facilities shall be furnished with all the equipment  
21 required to service a zero emission vehicle.

22 b. A motor vehicle franchisor licensed pursuant to R.S.39:10-  
23 19 on or prior to January 1, 2014 that is exclusively manufacturing  
24 zero emission vehicles shall be permitted to install and operate  
25 places of business on the established schedule as follows:

26 (1) no more than six in calendar year ending December 31,  
27 2019;

28 (2) no more than eight in calendar year ending December 31,  
29 2020;

30 (3) no more than 10 in calendar year ending December 31, 2021;

31 (4) no more than 12 in calendar year ending December 31, 2022;

32 and

33 (5) no more than 14 in calendar year ending December 31, 2023.

34 c. A motor vehicle franchisor licensed pursuant to R.S.39:10-  
35 19 on or prior to January 1, 2014 that is exclusively manufacturing  
36 zero emission vehicles is subject to all State licensing, dealing, and  
37 servicing laws and regulations applicable to franchisee motor  
38 vehicle dealers not exempt under the administrative code.

39 A franchisor shall not be required to establish or operate a place  
40 of business at a retail facility for the servicing of zero emission  
41 vehicles

42 (cf: P.L.2015, c.24, s.6)

43  
44 2. This act shall take effect immediately.

**EXPLANATION** – Matter enclosed in bold-faced brackets **[thus]** in the above bill is  
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

STATEMENT

1  
2  
3       This bill expands the current law allowing certain motor vehicle  
4 manufacturers to directly buy from or sell to consumers zero  
5 emission vehicles. The bill amends current law to allow each  
6 manufacturer to operate up to 14 locations in New Jersey. Under  
7 current law, a manufacturer may only operate up to four locations.  
8 The bill also amends current law to require each manufacturer to  
9 own or operate at least seven retail facilities in New Jersey for the  
10 servicing of its vehicles. The bill provides that the facilities can be  
11 installed and operated on a limited, phase-in schedule over a period  
12 of five years. Currently, a manufacturer is only required to operate  
13 one service facility in New Jersey. The bill also clarifies that  
14 franchisors are subject to compliance with all State licensing,  
15 dealing, and servicing laws and regulations.